



**Office of the United States Attorney  
District of Arizona**

FOR IMMEDIATE RELEASE  
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## **MEXICAN MAN WITH PRIOR SEX OFFENSE CONVICTED OF ILLEGAL RE-ENTRY INTO THE U.S.**

TUCSON, Ariz. - Manuel Mata-Marvan, 24, of Quetzalapa, Mexico, was found guilty here by a federal jury on August 8, 2005 of Illegal Re-Entry After Deportation from the United States. The defendant was being held prior to trial and will continue to be held in federal custody.

Mata-Marvan had been charged with violating Title 8, U.S. Code, Section 1326, as enhanced by Title 8, U.S. Code, Section 1326(b)(2). The case was tried before U.S. District Court Judge Cindy K. Jorgenson on September 7 and 8, 2005.

The evidence at trial showed that on August 16, 2004, Mata-Marvan was apprehended near Ajo, Ariz. by Border Patrol and that he had been previously deported from the United States on February 28, 2003 through the El Paso, Texas Port of Entry. Mata-Marvan did not have official permission from the U.S. to re-enter this country. Despite the defendant's attempt to claim that he was not the same individual deported in 2003, expert fingerprint testimony by a Senior Fingerprint Specialist with the Department of Homeland Security proved that, in fact, the defendant was the same individual previously deported.

Although not presented during the trial, Mata-Marvan had been deported in 2003 after serving a term of imprisonment after a felony conviction for aggravated battery of a child and aggravated criminal sexual abuse in Illinois. The defendant's prior convictions will be a factor at his sentencing which is set before Judge Cindy K. Jorgenson on November 28, 2005 at 9:15 a.m.

A conviction for Illegal Re-Entry After Deportation as enhanced in this case carries a maximum penalty of 20 years in prison, a \$250,000 fine or both.

The investigation leading to the guilty verdict was conducted by the United States Border Patrol. The prosecution was handled by Monte C. Clausen and Daniel J. Santander, Assistant U.S. Attorneys, District of Arizona, Tucson, Ariz.

CASE NUMBER: CR-04-1896-TUC-CKJ (BPV)  
RELEASE NUMBER: 2005-159

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